United States Bankruptcy Court Southern District of Texas

#### **ENTERED**

December 20, 2024 Nathan Ochsner, Clerk

# THE UNITED STATES BANKRUPTCY COURT FOR THE SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

In re:	§	
	§	Case No. 22-33553
ALEXANDER E. JONES	§	(Chapter 7)
	§	
Debtor.	§	

#### STIPULATION AND AGREED ORDER REGARDING MEDIATION

WHEREAS, on July 29, 2022, Free Speech Systems, LLC ("FSS") filed a voluntary petition for relief under chapter 11 subchapter V of the Bankruptcy Code, initiating Case No. 22-60043 ("FSS Bankruptcy Case").

WHEREAS, on December 2, 2022, Alexander E. Jones ("<u>Jones</u>") filed a voluntary petition for relief under chapter 11 of the Bankruptcy Code, initiating Case No. 22-33553 ("<u>Jones</u> Bankruptcy Case").

WHEREAS, FSS filed a complaint against various defendants, including but not limited to PQPR Holdings Limited LLC ("PQPR"), JLJR Holdings, LLC ("JLJR"), PLJR Holdings LLC ("PLJR"), David Jones ("Dr. Jones"), and Carol Jones ("Mrs. Jones")(together with the Trustee and FSS, the "Parties"), initiating the adversary proceeding styled as Free Speech Systems LLC v. PQPR Holdings Limited LLC, Adversary Proceeding No. 23-03127 ("PQPR Adversary")

WHEREAS, on June 14, 2024, the Court entered an *Order* [DE 708, Jones Bankruptcy Case] converting the Jones Bankruptcy Case from a case under chapter 11 of the Bankruptcy Code to a case under chapter 7 of the Bankruptcy Code.

WHEREAS, upon conversion of the Jones Bankruptcy Case to a case under chapter 7 of the Bankruptcy Code, Christopher R. Murray was duly appointed as the chapter 7 trustee ("Trustee") of the Debtor's bankruptcy estate ("Estate").

WHEREAS, on June 21, 2024, the Court entered an *Order Dismissing Case* [DE 956, FSS Bankruptcy Case] ("Dismissal Order") in the FSS Bankruptcy Case.

WHEREAS, among other things, the Court expressly retained jurisdiction over the PQPR Adversary, as set forth in the Dismissal Order.

WHEREAS, on September 25, 2024, the Court entered its *Order Supplementing Order Dismissing Case* [DE 1021, FSS Bankruptcy Case]("Supplemental Dismissal Order"), vesting all property of FSS in the Estate and control of such property in the Trustee, including the authority to operate the business of FSS pursuant to section 721 of the Bankruptcy Code.

WHEREAS, the Parties wish to mediate disputes between them, including but not limited to those disputes that are the subject of the PQPR Adversary.

WHEREAS, the Parties agreed to mediate with Bankruptcy Judge H. Christopher Mott (Retired)("Mediator") on January 3, 2024 ("Mediation").

# NOW, THEREFORE, IT IS STIPULATED AND AGREED BY THE PARTIES HERETO AND UPON APPROVAL BY THE COURT OF THIS STIPULATION, IT IS SO ORDERED THAT:

- 1. The above recitals are incorporated by reference herein with the same force and effect as if fully set forth hereafter.
- 2. Bankruptcy Judge H. Christopher Mott (Retired) is hereby appointed as an independent Mediator, as requested by the Parties. Judge Mott (Retired) shall not be paid and shall not receive any compensation from the Parties or anyone else for serving as Mediator.
- 3. The Parties are authorized to mediate with Bankruptcy Judge H. Christopher Mott (Retired) at the Mediation scheduled for January 3, 2024 or as otherwise agreed in writing by the Parties and subject to the availability of the Mediator.
- 4. The Mediation shall be conducted in Austin, Texas at a location and time agreed upon by the Parties and the Mediator.

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5. The Parties are authorized to mediate any disputes between them, including but not

limited to disputes that are the subject of the PQPR Adversary.

6. Dr. Jones and Mrs. Jones shall attend the mediation in person. Parties acting through

an individual who is acting in a representative capacity shall have a representative present at the

Mediation with authority to resolve the mediated disputes. The Parties shall be represented by

counsel at the Mediation. The Parties shall cooperate with the Mediator to provide the Mediator

with such information (including, but not limited to, mediation statements), as may be requested

by the Mediator for use in connection with Mediation.

7. Notwithstanding anything in the Bankruptcy Code or the Bankruptcy Rules to the

contrary, this Stipulation and Agreed Order shall be effective immediately upon the Court's

approval.

8. The Court has exclusive jurisdiction and power regarding the implementation,

interpretation, and enforcement of this Stipulation and Agreed Order.

Dated: December 20, 2024.

IT IS SO ORDERED.

Signed: December 20, 2024

United States Bankruptcy Judge

#### AGREED AS TO FORM AND SUBSTANCE:

/s/ Erin E. Jones

Erin E. Jones (TX 24032478)

JONES MURRAY LLP

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AND

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# CO-COUNSEL FOR CHRISTOPHER R. MURRAY, CHAPTER 7 TRUSTEE

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AND DAVID JONES, INDIVIDUALLY AND IN THEIR REPRESENTATIVE CAPACITY

FOR PLJR HOLDINGS LLC AND JLJR

**HOLDINGS LLC** 

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# United States Bankruptcy Court Southern District of Texas

In re: Case No. 22-33553-cml

Alexander E. Jones Chapter 7

Official Committee Of Unsecured Creditor

**Debtors** 

# CERTIFICATE OF NOTICE

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The following symbols are used throughout this certificate:

#### Symbol Definition

- + Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.
- ^ Addresses marked '^' were sent via mandatory electronic bankruptcy noticing pursuant to Fed. R. Bank. P. 9036.
- ## Addresses marked '##' were identified by the USPS National Change of Address system as undeliverable. Notices will no longer be delivered by the USPS to these addresses; therefore, they have been bypassed. The debtor's attorney or pro se debtor was advised that the specified notice was

undeliverable.

#### Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Dec 25, 2024:

Recip ID db	Recipient Name and Address Alexander E. Jones, c/o 2525 McKinnon Street, Suite 425, Dallas, TX 75201
aty	+ Anna Kordas, Akin Gump Strauss Hauer & Feld LLP, One Bryant Park, New York, NY 10036-1000, UNITED STATES 10036-6730
aty	+ Crowe & Dunlevy, 2525 McKinnon St, Suite 425, Dallas, TX 75201-1543
aty	+ David Franklin Hill, IV, Akin Gump Strauss Hauer & Feld LLP, One Bryant Park, New York, NY 10036-6730
aty	Elliott, Thomason & Gibson, LLP, c/o Vickie L. Driver, Suite 202, Dallas, TX 75201, UNITED STATES
aty	+ Jonathan Day, Paul, Weiss, Rifkind, Wharton & Garrison, 1285 Avenue of the Americas, New York, NY 10019-6031
aty	+ Jones Murray LLP, 602 Sawyer Suite 400, Houston, Tx 77007-7510
aty	+ Leslie E. Liberman, Paul, Weiss, Rifkind, Wharton & Garrison, 1285 Avenue of the Americas, New York, NY 10019-6031
aty	+ Martin, Disiere, Jefferson & Wisdom, LLP, 808 Travis, Suite 1100, Houston, TX 77002-5831
aty	+ Paul Andrew Paterson, Paul, Weiss, Rifkind, Wharton & Garrison, 1285 Avenue of the Americas, New York, NY 10019-6031
aty	+ Reynal Law Firm, P.C., 917 Franklin St., Suite 600, Houston, TX 77002-1764
aty	+ Richard A. Cochrane, Caldwell Cassady Curry PC, 2121 N. Pearl St., Ste. 1200, Dallas, TX 75201-2494
aty	+ Theodore James Salwen, Akin Gump Strauss Hauer & Feld LLP, One Bryant Park, New York, NY 10036-6730
aty	+ Vida J Robinson, Paul, Weiss, Rifkind, Wharton & Garrison, 1285 Avenue of the Americas, New York, NY 10019-6031
fa	+ BlackBriar Advisors LLC, 3131 McKinney Ave., Suite 600, Dallas, TX 75204-2456
cr	+ Elevated Solutions Group, LLC, c/o Walker & Patterson, P.C., P.O. Box 61301, Houston, TX 77208-1301
cr	+ Free Speech Systems, LLC, Free Speech Systems, LLC, c/o Patrick Magill, 3019 Alvin Devane Blvd., Ste 300 Austin,, TX 78741-7417
cr	+ Reeves Law, PLLC, 702 Rio Grande St., Suite 203, Austin, TX 78701-2720
cr	+ Security Bank of Texas, P.O. Box 90, Crawford, Tx 76638-0090

#### TOTAL: 19

#### Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Recip ID	Notice Type: Email Address ^ MEBN	Date/Time	Recipient Name and Address
Ci		Dec 23 2024 20:01:13	Ally Bank, c/o Quilling, Selander, et al, 2001 Bryan Street, Suite 1800, Dallas, TX 75201-3070
cr	+ Email/PDF: acg.acg.ebn@aisinfo.com	Dec 23 2024 20:13:25	Ally Bank, c/o AIS Portfolio Services, LLC, 4515 N Santa Fe Ave. Dept. APS, Oklahoma City, OK 73118-7901
cr	Email/PDF: bncnotices@becket-lee.com	Dec 23 2024 20:13:28	American Express National Bank, c/o Becket and Lee LLP, PO Box 3001, Malvern, PA 19355-0701
cr	Email/Text: creditcardbkcorrespondence@bofa.com	Dec 23 2024 20:05:00	Bank of America N.A., P.O. BOX 31785, Tampa, FL 33631-3785
сг	+ Email/Text: notifications@cstrial.com	Dec 23 2024 20:06:00	Erica L. Ash, c/o Cain & Skarnulis PLLC, 303 Colorado Street, Suite 2850, Austin, TX 78701, UNITED STATES 78701-0137
cr	+ Email/Text: notifications@cstrial.com	Dec 23 2024 20:06:00	Francine Wheeler, Cain & Skarnulis PLLC, Ryan E. Chapple, 303 Colorado Street, Suite 2850, Austin, TX 78701-0137

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User: ADIuser

Date Rcvd: Dec 23, 2024 Form ID: pdf002 Total Noticed: 30 crcm + Email/Text: mbrimmage@akingump.com Dec 23 2024 20:06:00 Official Committee Of Unsecured Creditors, c/o Marty L. Brimmage, Jr., Akin Gump Strauss Hauer & Feld LLP, 2300 N. Field Street, Suite 1800, Dallas, TX 75201-4675 + Email/Text: lemaster@slollp.com cr Dec 23 2024 20:05:00 PQPR Holdings Limited, LLC, c/o Streusand Landon Ozburn & Lemmon LLP, attn: Stephen Lemmon, 1801 S. Mopac Expressway, Suite 320, Austin, TX 78746-9817 + Email/Text: notifications@cstrial.com cr Dec 23 2024 20:06:00 Richard M. Coan, c/o Cain & Skarnulis PLLC, 303 Colorado Street, Suite 2850, Austin, TX 78701-0137 ^ MEBN cr Texas Comptroller of Public Accounts, Revenue Dec 23 2024 20:00:39 Acco, Kimberly A. Walsh, PO Box 12548, Austin, TX 78711-2548 + Email/Text: BKECF@traviscountytx.gov cr Dec 23 2024 20:06:00 Travis County, c/o Jason A. Starks, P.O. Box 1748, Austin, TX 78767-1748

TOTAL: 11

District/off: 0541-4

### BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, \*duplicate of an address listed above, \*P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

Recip ID aty	Bypass Reason	Name and Address Akin Gump Strauss Hauer & Feld LLP
cr		Carlee Soto Parisi
cr		Carlos M Soto
intp		David Ross Jones
cr		David Wheeler
intp		Discover Fund Management, Inc.
cr		Donna Soto
intp		First United American Companies, LLC
intp		Global Tetrahedron, LLC
cr		Ian Hockley
cr		Jacqueline Barden
cr		Jennifer Hensel
cr		Jillian Soto-Marino
cr		Mark Barden
cr		Nicole Hockley
cr		Public Storage
op		Rachel Kennerly LLC
cr		Robert Parker
cr		William Aldenberg
cr		William Sherlach
intp		X Corp.
cr	##+	Leonard Pozner, c/o McDowell Hetherington LLP, Attention: Avi Moshenberg, 1001 Fannin Street, Suite 2700, Houston, TX 77002-6774
cr	##+	Marcel Fontaine, c/o McDowell Hetherington LLP, Attention: Avi Moshenberg, 1001 Fannin, Suite 2700, Houston, TX 77002-6774
cr	##+	Neil Heslin, c/o McDowell Hetherington LLP, Attention: Avi Moshenberg, 1001 Fannin Street, Suite 2700, Houston, TX 77002-6774
cr	##+	Scarlett Lewis, c/o McDowell Hetherington LLP, Attention: Avi Moshenberg, 1001 Fannin Street, Suite 2700, Houston, TX 77002-6774
cr	##+	Veronique De La Rosa, c/o McDowell Hetherington LLP, Attention: Avi Moshenberg, 1001 Fannin Street, Suite 2700, Houston, TX 77002-6774

TOTAL: 21 Undeliverable, 0 Duplicate, 5 Out of date forwarding address

# **NOTICE CERTIFICATION**

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and

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belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Dec 25, 2024	Signature:	/s/Gustava Winters	
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# CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on December 20, 2024 at the address(es) listed below:

below:	
Name	Email Address
Annie E Catmull	on behalf of Creditor Free Speech Systems LLC aecatmull@o-w-law.com, aecatmull@ecf.courtdrive.com,llumtacae@gmail.com
Avi Moshenberg	on behalf of Creditor Marcel Fontaine avi.moshenberg@lmbusinesslaw.com avi.moshenberg@lmbusinesslaw.com
Avi Moshenberg	on behalf of Plaintiff Veronique De La Rosa avi.moshenberg@lmbusinesslaw.com avi.moshenberg@lmbusinesslaw.com
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Avi Moshenberg	on behalf of Creditor Leonard Pozner avi.moshenberg@lmbusinesslaw.com avi.moshenberg@lmbusinesslaw.com
Avi Moshenberg	on behalf of Plaintiff Estate of Marcel Fontaine avi.moshenberg@lmbusinesslaw.com avi.moshenberg@lmbusinesslaw.com
Avi Moshenberg	on behalf of Plaintiff Neil Heslin avi.moshenberg@lmbusinesslaw.com avi.moshenberg@lmbusinesslaw.com
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Caroline A. Reckler	on behalf of Interested Party X Corp. caroline.reckler@lw.com caroline-reckler-9810@ecf.pacerpro.com;christopher.tarrant@lw.com
Christina Walton Stephenson	on behalf of Attorney Crowe & Dunlevy crissie@etglaw.com elisa@etglaw.com
Christina Walton Stephenson	on behalf of Defendant Alexander E. Jones crissie@etglaw.com elisa@etglaw.com
Christopher R Murray	

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Christopher R Murray

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Gregg Jeffrey Costa

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Gregg Jeffrey Costa

on behalf of Defendant Global Tetrahedron LLC gcosta@gibsondunn.com

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Jacqueline Chiba

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Marty L Brimmage

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Patrick Michael Lynch

Nicholas Lawson

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